

**Introduced by Senator Migden**

February 18, 2005

---

An act to amend Section ~~52910~~ of 33126 of, and to add and repeal Sections 33126.3 and 41409.4 of, the Education Code, relating to ~~career technical education~~ school districts.

LEGISLATIVE COUNSEL'S DIGEST

SB 485, as amended, Migden. ~~Career technical education~~ School district reporting.

~~Existing law requires school districts to adopt a course of study for grades 7 to 12, inclusive, that includes, among other things, career technical education.~~

*Existing law, the Classroom Instructional Improvement and Accountability Act, requires each school district that maintains an elementary or secondary school to develop and implement a School Accountability Report Card, as prescribed, that includes, among other things, information on salaries of employees of the school district and whether the school qualifies for the Governor's Performance Award Program. The existing act prohibits any change to its provisions, except to further its purpose by a bill passed by a vote of 2/3 of the Legislature and signed by the Governor.*

*This bill would delete the requirement that the School Accountability Report Card include information on whether the school qualifies for the Governor's Performance Award Program.*

*The bill would require each school district to include within the School Accountability Report Card information regarding career technical education, as specified, thereby creating a state-mandated local program. The bill would delete this requirement on January 1, 2007.*

*This bill would suspend the operation of the provisions of the School Accountability Report Card relating to the reporting of the salaries of school district employees, as specified, from January 1, 2006, to December 31, 2006.*

*The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.*

~~Existing law declares with respect to employment preparation and career education programs, the intent of the Legislature to require that all pupils enrolled in the public schools be afforded the best possible opportunity to complete the equivalent of 12 years of systematic training to enable them to graduate from high school, in a manner that will enable them to advance to colleges or universities and to meet entry-level requirements for chosen occupational fields.~~

~~This bill would make technical, nonsubstantive changes to those provisions.~~

Vote: ~~majority~~<sup>2/3</sup>. Appropriation: no. Fiscal committee: ~~no~~  
yes. State-mandated local program: ~~no~~<sup>yes</sup>.

*The people of the State of California do enact as follows:*

1     ~~SECTION 1. Section 52910 of the Education Code is~~  
2     ~~amended to read:~~

3     ~~SECTION 1. Section 33126 of the Education Code is~~  
4     ~~amended to read:~~

5     ~~33126. (a) The school accountability report card shall~~  
6     ~~provide data by which a parent can make meaningful~~  
7     ~~comparisons between public schools that will enable him or her~~  
8     ~~to make informed decisions on which school to enroll his or her~~  
9     ~~children.~~

10    ~~(b) The school accountability report card shall include, but is~~  
11    ~~not limited to, assessment of the following school conditions:~~

12    ~~(1) (A) Pupil achievement by grade level, as measured by the~~  
13    ~~standardized testing and reporting programs pursuant to Article 4~~  
14    ~~(commencing with Section 60640) of Chapter 5 of Part 33.~~

(B) Pupil achievement in and progress toward meeting reading, writing, arithmetic, and other academic goals, including results by grade level from the assessment tool used by the school district using percentiles when available for the most recent three-year period.

(C) After the state develops a statewide assessment system pursuant to Chapter 5 (commencing with Section 60600) and Chapter 6 (commencing with Section 60800) of Part 33, pupil achievement by grade level, as measured by the results of the statewide assessment.

(D) Secondary schools with high school seniors shall list both the average verbal and math Scholastic Assessment Test scores to the extent provided to the school and the percentage of seniors taking that exam for the most recent three-year period.

(2) Progress toward reducing dropout rates, including the one-year dropout rate listed in the California Basic Education Data System or any successor data system for the schoolsite over the most recent three-year period, and the graduation rate, as defined by the State Board of Education, over the most recent three-year period when available pursuant to Section 52052.

(3) Estimated expenditures per pupil and types of services funded.

(4) Progress toward reducing class sizes and teaching loads, including the distribution of class sizes at the schoolsite by grade level, the average class size, and, if applicable, the percentage of pupils in kindergarten and grades 1 to 3, inclusive, participating in the Class Size Reduction Program established pursuant to Chapter 6.10 (commencing with Section 52120) of Part 28, using California Basic Education Data System or any successor data system information for the most recent three-year period.

(5) The total number of the school's fully credentialed teachers, the number of teachers relying upon emergency credentials, the number of teachers working without credentials, any assignment of teachers outside their subject areas of competence, misassignments, including misassignments of teachers of English learners, and the number of vacant teacher positions for the most recent three-year period.

(A) For purposes of this paragraph, "vacant teacher position" means a position to which a single designated certificated employee has not been assigned at the beginning of the year for

1 an entire year or, if the position is for a one-semester course, a  
2 position of which a single designated certificated employee has  
3 not been assigned at the beginning of a semester for an entire  
4 semester.

5 (B) For purposes of this paragraph, “misassignment” means  
6 the placement of a certificated employee in a teaching or services  
7 position for which the employee does not hold a legally  
8 recognized certificate or credential or the placement of a  
9 certificated employee in a teaching or services position that the  
10 employee is not otherwise authorized by statute to hold.

11 (6) (A) Quality and currency of textbooks and other  
12 instructional materials, including whether textbooks and other  
13 materials meet state standards and are adopted by the State Board  
14 of Education for kindergarten and grades 1 to 8, inclusive, and  
15 adopted by the governing boards of school districts for grades 9  
16 to 12, inclusive, and the ratio of textbooks per pupil and the year  
17 the textbooks were adopted.

18 (B) The availability of sufficient textbooks and other  
19 instructional materials, as defined in Section 60119, for each  
20 pupil, including English learners, in each of the following areas:

21 (i) The core curriculum areas of reading/language arts,  
22 mathematics, science, and history/social science.

23 (ii) Foreign language and health.

24 (iii) Science laboratory equipment for grades 9 to 12,  
25 inclusive, as appropriate.

26 (7) The availability of qualified personnel to provide  
27 counseling and other pupil support services, including the ratio of  
28 academic counselors per pupil.

29 (8) Availability of qualified substitute teachers.

30 (9) Safety, cleanliness, and adequacy of school facilities,  
31 including any needed maintenance to ensure good repair as  
32 specified in Section 17014, Section 17032.5, subdivision (a) of  
33 Section 17070.75, and subdivision (b) of Section 17089.

34 (10) Adequacy of teacher evaluations and opportunities for  
35 professional improvement, including the annual number of  
36 schooldays dedicated to staff development for the most recent  
37 three-year period.

38 (11) Classroom discipline and climate for learning, including  
39 suspension and expulsion rates for the most recent three-year  
40 period.

1 (12) Teacher and staff training, and curriculum improvement  
2 programs.

3 (13) Quality of school instruction and leadership.

4 (14) The degree to which pupils are prepared to enter the  
5 workforce.

6 (15) The total number of instructional minutes offered in the  
7 school year, separately stated for each grade level, as compared  
8 to the total number of the instructional minutes per school year  
9 required by state law, separately stated for each grade level.

10 (16) The total number of minimum days, as specified in  
11 Sections 46112, 46113, 46117, and 46141, in the school year.

12 (17) The number of advanced placement courses offered, by  
13 subject.

14 (18) The Academic Performance Index, including the  
15 disaggregation of subgroups as set forth in Section 52052 and the  
16 decile rankings and a comparison of schools.

17 (19) Whether a school qualified for the Immediate  
18 Intervention Underperforming Schools Program pursuant to  
19 Section 52053 and whether the school applied for, and received a  
20 grant pursuant to, that program.

21 ~~(20) Whether the school qualifies for the Governor's~~  
22 ~~Performance Award Program.~~

23 ~~(21)–~~

24 (20) When available, the percentage of pupils, including the  
25 disaggregation of subgroups as set forth in Section 52052,  
26 completing grade 12 who successfully complete the high school  
27 exit examination, as set forth in Sections 60850 and 60851, as  
28 compared to the percentage of pupils in the district and statewide  
29 completing grade 12 who successfully complete the examination.

30 ~~(22)–~~

31 (21) Contact information pertaining to any organized  
32 opportunities for parental involvement.

33 ~~(23)–~~

34 (22) For secondary schools, the percentage of graduates who  
35 have passed course requirements for entrance to the University of  
36 California and the California State University pursuant to Section  
37 51225.3 and the percentage of pupils enrolled in those courses, as  
38 reported by the California Basic Education Data System or any  
39 successor data system.

40 ~~(24)–~~

1 (23) Whether the school has a college admissions test  
2 preparation course program.

3 ~~(25)–~~

4 (24) When available from the department, the claiming rate of  
5 pupils who earned a Governor's Scholarship Award pursuant to  
6 subdivision (a) of Section 69997 for the most recent two-year  
7 period. This paragraph applies only to schools that enroll pupils  
8 in grade 9, 10 or 11.

9 (c) If the Commission on State Mandates finds a school  
10 district is eligible for a reimbursement of costs incurred  
11 complying with this section, the school district shall be  
12 reimbursed only if the information provided in the school  
13 accountability report card is accurate, as determined by the  
14 annual audit performed pursuant to Section 41020. If the  
15 information is determined to be inaccurate, the school district is  
16 not ineligible for reimbursement if the information is corrected  
17 by May 15.

18 (d) It is the intent of the Legislature that schools make a  
19 concerted effort to notify parents of the purpose of the school  
20 accountability report cards, as described in this section, and  
21 ensure that all parents receive a copy of the report card; to ensure  
22 that the report cards are easy to read and understandable by  
23 parents; to ensure that local educational agencies with access to  
24 the Internet make available current copies of the report cards  
25 through the Internet; and to ensure that administrators and  
26 teachers are available to answer any questions regarding the  
27 report cards.

28 *SEC. 2. Section 33126.3 is added to the Education Code, to*  
29 *read:*

30 *33126.3. (a) Each school district shall include in the school*  
31 *accountability report card required in Section 35256 all of the*  
32 *following information on career technical education:*

33 *(1) The date of the construction, modernization, or*  
34 *improvement by a deferred maintenance project of facilities used*  
35 *for career technical education.*

36 *(2) All equipment contained in each facility used in career*  
37 *technical education, and a summary of equipment related*  
38 *expenditures of five hundred dollars (\$500) or more, accrued*  
39 *since January 1, 2002.*

1     (3) *A description of career technical facilities that were closed*  
2 *or converted to other uses since January 1, 1998, not including*  
3 *classrooms that are suitable for various purposes.*

4     (4) *A description of career technical education programs*  
5 *reduced or eliminated since January 1, 1998.*

6     (b) *This section shall remain in effect only until January 1,*  
7 *2007, and as of that date is repealed, unless a later enacted*  
8 *statute, that is enacted before January 1, 2007, deletes or extends*  
9 *that date.*

10    SEC. 3. *Section 41409.4 is added to the Education Code, to*  
11 *read:*

12     41409.4 (a) *Notwithstanding Section 41409.3 or any other*  
13 *law, the reporting requirements of school districts described in*  
14 *Section 41409.3 shall be inoperative from January 1, 2006, to*  
15 *December 31, 2006, inclusive.*

16     (b) *This section shall remain in effect only until January 1,*  
17 *2007, and as of that date is repealed, unless a later enacted*  
18 *statute, that is enacted before January 1, 2007, deletes or extends*  
19 *that date.*

20    ~~52910. The Legislature hereby finds and declares all of the~~  
21 ~~following:~~

22    ~~(a) That California's present employment preparation and~~  
23 ~~career education programs need to be strengthened and expanded~~  
24 ~~to meet the needs of employers for a skilled work force and~~  
25 ~~student and employee demands for career-vocational preparation~~  
26 ~~and occupational training, including the use of computers and~~  
27 ~~other technologies.~~

28    ~~(b) That changes occurring in California's economy make it~~  
29 ~~imperative that there be available a work force with the personal~~  
30 ~~and occupational skills and knowledge to productively support~~  
31 ~~new economic and technological developments. The Legislature~~  
32 ~~also finds a need to improve coordination among the many~~  
33 ~~service providers funded by federal and state funds to avoid~~  
34 ~~unnecessary duplication of programs and services.~~

35    ~~(c) That it is in the best interest of the state to provide all~~  
36 ~~students with a cohesive and well articulated system of~~  
37 ~~career-vocational preparation and occupational training which~~  
38 ~~prepares students for roles as family members and community~~  
39 ~~members, leaders, and productive workers. The Legislature also~~  
40 ~~finds that the alternative means authorized in subdivision (b) of~~

~~Section 51225.3 are currently being underutilized by school districts.~~

~~(d) That students in California's public schools face inadequate access to quality career-vocational preparation and occupational training programs, and declares that providing high quality curriculum and instruction in this area is a high priority of the state. The Legislature believes that all students should be prepared with basic job entry skills at the completion of their schooling.~~

~~(e) That every student shall attain a minimum of 12 years of systematic study or its equivalent that effectively prepares the student to enter college, a job, or advanced preparation.~~

~~(f) That the number of pupils who drop out of school is excessive and detrimental to the public interest, as is the excessively high rate of unemployment among youths.~~

~~(g) That dropping out of school reduces a young person's potential for future employment and income, and depresses the productivity of the state's economy.~~

~~(h) That it is in the state's best interests to provide all pupils with a cohesive, defined, and well-articulated system of career education and job training.~~

~~(i) That pupils enrolled in public intermediate, secondary, and postsecondary schools face diminished access to quality vocational and career educational programs, and that the provision of a high quality curriculum and course of instruction in these areas are a high priority within the state.~~

~~(j) That a pupil's pursuit of career education programs in secondary schools and their use to satisfy the requirements for admission to baccalaureate postsecondary educational programs should not be mutually exclusive.~~

~~(k) That vocational education and basic academic skills should not be viewed as competitive or alternative programs, but rather should be viewed as complementary educational programs.~~

~~(l) That there are many opportunities, particularly for pupils who are not college bound, to obtain basic academic skills in an applied manner through vocational education programs.~~

~~It is the intent of the Legislature in enacting this chapter to require that all pupils enrolled in the public schools be afforded the best possible opportunity to complete the equivalent of 12 years of systematic training to enable them to graduate from high~~



1 school, in a manner that will enable them to advance colleges or  
2 universities and to meet entry-level requirements for chosen  
3 occupational fields. The Legislature recognizes that in order to  
4 graduate from high school, pupils must complete the prescribed  
5 course of study of sufficient rigor and duration as necessary to  
6 enable them to effectively function as family members, citizens,  
7 leaders, and working members of their communities.

O